

under subsection (b)(2) for distribution to nonentitlement units of local government, and each county for which an amount is allocated under subsection (b)(3), 50 percent of the amount so allocated to such metropolitan city, State, or county (as applicable).

“(4) METROPOLITAN CITY.—The term ‘metropolitan city’ has the meaning given that term in section 102(a)(4) of the Housing and Community Development Act of 1974 (42 U.S.C. 5302(a)(4)) and includes cities that relinquish or defer their status as a metropolitan city for purposes of receiving allocations under section 106 of such Act (42 U.S.C. 5306) for fiscal year 2021.

“(5) NONENTITLEMENT UNIT OF LOCAL GOVERNMENT.—The term ‘nonentitlement unit of local government’ means a ‘city’, as that term is defined in section 102(a)(5) of the Housing and Community Development Act of 1974 (42 U.S.C. 5302(a)(5)), that is not a metropolitan city.

“(6) SECOND TRANCHE AMOUNT.—The term ‘Second Tranche Amount’ means, with respect to each metropolitan city for which an amount is allocated under subsection (b)(1), each State for which an amount is allocated under subsection (b)(2) for distribution to nonentitlement units of local government, and each county for which an amount is allocated under subsection (b)(3), an amount not to exceed 50 percent of the amount so allocated to such metropolitan city, State, or county (as applicable).

“(7) SECRETARY.—The term ‘Secretary’ means the Secretary of the Treasury.

“(8) STATE.—The term ‘State’ means each of the 50 States, the District of Columbia, the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, the Commonwealth of the Northern Mariana Islands, and American Samoa.

“(9) UNIT OF GENERAL LOCAL GOVERNMENT.—The term ‘unit of general local government’ has the meaning given that term in section 102(a)(1) of the Housing and Community Development Act of 1974 (42 U.S.C. 5302(a)(1)).

#### “SEC. 604. CORONAVIRUS CAPITAL PROJECTS FUND.

“(a) APPROPRIATION.—In addition to amounts otherwise available, there is appropriated for fiscal year 2021, out of any money in the Treasury not otherwise appropriated, \$10,000,000,000, to remain available until expended, for making payments to States, territories, and Tribal governments to carry out critical capital projects directly enabling work, education, and health monitoring, including remote options, in response to the public health emergency with respect to the Coronavirus Disease (COVID-19).

“(b) PAYMENTS TO EACH OF THE 50 STATES AND THE DISTRICT OF COLUMBIA.—

“(1) MINIMUM AMOUNTS.—From the amount appropriated under subsection (a)—

“(A) the Secretary shall pay \$100,000,000 to each State;

“(B) the Secretary shall pay \$100,000,000 to the Commonwealth of Puerto Rico and \$100,000,000 to the District of Columbia;

“(C) the Secretary shall pay \$100,000,000 of such amount in equal shares to the United States Virgin Islands, Guam, American Samoa, the Commonwealth of the Northern Mariana Islands, the Republic of the Marshall Islands, the Federated States of Micronesia, and the Republic of Palau; and

“(D) the Secretary shall pay \$100,000,000 of such amount to Tribal governments and the State of Hawaii (in addition to the amount paid to the State of Hawaii under subparagraph (A)), of which—

“(i) not less than \$50,000 shall be paid to each Tribal government; and

“(ii) not less than \$50,000 shall be paid to the State of Hawaii for the exclusive use of the Department of Hawaiian Home Lands and the Native Hawaiian Education Pro-

grams to assist Native Hawaiians in accordance with this section.

“(2) REMAINING AMOUNTS.—

“(A) IN GENERAL.—From the amount of the appropriation under subsection (a) that remains after the application of paragraph (1), the Secretary shall make payments to States based on population such that—

“(i) 50 percent of such amount shall be allocated among the States based on the proportion that the population of each State bears to the population of all States;

“(ii) 25 percent of such amount shall be allocated among the States based on the proportion that the number of individuals living in rural areas in each State bears to the number of individuals living in rural areas in all States; and

“(iii) 25 percent of such amount shall be allocated among the States based on the proportion that the number of individuals with a household income that is below 150 percent of the poverty line applicable to a family of the size involved in each State bears to the number of such individuals in all States.

“(B) DATA.—In determining the allocations to be made to each State under subparagraph (A), the Secretary of the Treasury shall use the most recent data available from the Bureau of the Census.

“(c) TIMING.—The Secretary shall establish a process of applying for grants to access funding made available under section (b) not later than 60 days after enactment of this section.

“(d) DEFINITIONS.—In this section:

“(1) SECRETARY.—The term ‘Secretary’ means the Secretary of the Treasury.

“(2) STATE.—The term ‘State’ means 1 of the 50 States.

“(3) TRIBAL GOVERNMENT.—The term ‘Tribal government’ has the meaning given such term in section 603(g).”

(b) CONFORMING AMENDMENT.—The heading for title VI of the Social Security Act (42 U.S.C. 801 et seq.) is amended by striking “FUND” and inserting “, FISCAL RECOVERY, AND CRITICAL CAPITAL PROJECTS FUNDS”.

#### SEC. 9902. CORONAVIRUS RECOVERY FOR ALASKA NATIVE CORPORATIONS.

(a) APPROPRIATION.—In addition to amounts otherwise available, there is appropriated for fiscal year 2021, out of any money in the Treasury not otherwise appropriated to the Secretary \$500,000,000, to remain available through December 31, 2024, for making payments under this section to Alaska Native Corporations to mitigate the fiscal effects stemming from the COVID-19 public health emergency.

(b) ALLOCATION AND PAYMENT.—From the amount appropriated under subsection (a), the Secretary shall make allocations and payments to Alaska Native Corporations in such manner as the Secretary shall determine.

(c) REQUIREMENTS.—

(1) USE OF FUNDS.—Subject to paragraph (2), an Alaska Native Corporation shall only use the funds provided under a payment made under this section by December 31, 2024—

(A) to respond to the COVID-19 public health emergency or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality; or

(B) to make necessary investments in public water, sewer, or broadband infrastructure.

(2) TRANSFER AUTHORITY.—An Alaska Native Corporation receiving a payment from funds made available under this section may transfer funds to a Tribal organization (as that term is defined in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 5304)).

(d) CERTIFICATIONS AND REPORTS.—

(1) IN GENERAL.—In order for an Alaska Native Corporation to receive a payment under this section, the Alaska Native Corporation shall provide the Secretary with a certification, signed by an authorized officer of such Alaska Native Corporation, that such Alaska Native Corporation requires the payment to carry out the activities specified in subsection (c) and will use any payment under this section in compliance with such subsection.

(2) REPORTING.—Any Alaska Native Corporation receiving a payment under this section shall provide to the Secretary periodic reports providing a detailed accounting of—

(A) the uses of funds by such Alaska Native Corporation; and

(B) such other information as the Secretary may require for the administration of this section.

(e) RECOUPMENT.—Any Alaska Native Corporation that has failed to comply with subsection (c) shall be required to repay to the Secretary an amount equal to the amount of funds used in violation of such subsection.

(f) REGULATIONS.—The Secretary shall have the authority to issue such regulations as may be necessary or appropriate to carry out this section.

(g) DEFINITIONS.—In this section:

(1) ALASKA NATIVE CORPORATION.—The term “Alaska Native Corporation” means a Native Corporation (as defined in section 3 of the Alaska Native Claims Settlement Act (43 U.S.C. 1602)).

(2) COVID-19 PUBLIC HEALTH EMERGENCY.—The term “COVID-19 public health emergency” means the public health emergency declared by the Secretary of Health and Human Services under section 319 of the Public Health Service Act (42 U.S.C. 247d) on January 31, 2020, with respect to Coronavirus Disease 2019 (COVID-19).

(3) SECRETARY.—The term “Secretary” means the Secretary of the Treasury.

SA 1314. Ms. MURKOWSKI (for herself and Mr. SULLIVAN) submitted an amendment intended to be proposed to amendment SA 891 proposed by Mr. SCHUMER (for himself, Mr. WYDEN, Mrs. MURRAY, Mr. BROWN, Mr. PETERS, Mr. CARDIN, Ms. CANTWELL, Ms. STABENOW, Mr. TESTER, Mr. MENENDEZ, Mr. SCHATZ, Mr. CARPER, Mr. LEAHY, and Mr. SANDERS) to the bill H.R. 1319, to provide for reconciliation pursuant to title II of S. Con. Res. 5; which was ordered to lie on the table; as follows:

At the end of subtitle A of title VII, add the following:

#### SEC. 7105. VOYAGE DEEMED TO BE FOREIGN.

(a) CRITERIA.—A roundtrip voyage transporting passengers between a port or place in the State of Alaska and a port or place in the State of Washington is deemed a foreign voyage for purposes of the law of the United States, if the voyage—

(1) is made by a passenger vessel to which sections 3507 and 3508 of title 46, United States Code, apply; and

(2) occurs during the period described in subsection (b).

(b) DURATION OF APPLICABILITY.—A voyage deemed to be a foreign voyage under subsection (a) is a voyage which begins not later than any date prior to February 28, 2022, on which the Government of Canada or its political subdivisions, or any port or province in Canada, prohibits a passenger vessel to which sections 3507 and 3508 of title 46, United States Code, apply from entering, berthing, or docking in Canadian waters of the Pacific Coast due to the COVID-19 pandemic.

**SA 1315.** Mr. THUNE (for himself and Mr. SCOTT of South Carolina) submitted an amendment intended to be proposed to amendment SA 891 proposed by Mr. SCHUMER (for himself, Mr. WYDEN, Mrs. MURRAY, Mr. BROWN, Mr. PETERS, Mr. CARDIN, Ms. CANTWELL, Ms. STABENOW, Mr. TESTER, Mr. MENENDEZ, Mr. SCHATZ, Mr. CARPER, Mr. LEAHY, and Mr. SANDERS) to the bill H.R. 1319, to provide for reconciliation pursuant to title II of S. Con. Res. 5; which was ordered to lie on the table; as follows:

Strike section 9674.

**SA 1316.** Mr. THUNE (for himself, Mr. CRAMER, and Mr. MARSHALL) submitted an amendment intended to be proposed to amendment SA 891 proposed by Mr. SCHUMER (for himself, Mr. WYDEN, Mrs. MURRAY, Mr. BROWN, Mr. PETERS, Mr. CARDIN, Ms. CANTWELL, Ms. STABENOW, Mr. TESTER, Mr. MENENDEZ, Mr. SCHATZ, Mr. CARPER, Mr. LEAHY, and Mr. SANDERS) to the bill H.R. 1319, to provide for reconciliation pursuant to title II of S. Con. Res. 5; which was ordered to lie on the table; as follows:

At the end of section 1001, add the following:

(e) **IMPLEMENTATION OF COVID-19 RELIEF TO AGRICULTURAL PRODUCERS.**—

(1) **FUNDING.**—Out of the amounts made available under subsection (a), the Secretary of Agriculture shall use \$52,500,000 for salaries and expenses of the Farm Service Agency associated with carrying out this subsection.

(2) **USE OF FUNDS.**—The Secretary of Agriculture shall use the amounts made available by paragraph (1) for the following purposes:

(A) **IMPLEMENTATION OF FINAL RULES.**—Effective on the date of enactment of this Act, the Secretary of Agriculture shall—

(i) carry out all final rules published in the Federal Register as of January 20, 2021, to provide assistance to agricultural producers impacted by the effects of COVID-19; and

(ii) disburse to agricultural producers all payments required under those final rules.

(B) **PAYMENTS FOR PRODUCERS OF CERTAIN CROPS AND CATTLE.**—

(i) **IN GENERAL.**—Not later than 30 days after the date of enactment of this Act, the Secretary of Agriculture shall make—

(I) the supplemental payments to producers of price trigger crops as required under the first proviso of section 751 of division N of the Consolidated Appropriations Act, 2021 (Public Law 116-260);

(II) the supplemental payments to producers of flat-rate crops as required under the second proviso of that section; and

(III) the payments to producers of cattle as required under the seventh and eighth provisos of that section.

(ii) **APPLICATIONS.**—In providing supplemental payments described in subclauses (I) and (II) of clause (i) to producers of price trigger crops and flat-rate crops, respectively, the Secretary of Agriculture shall not require a producer to submit an application for such a supplemental payment.

(C) **EXPEDITED PROVISION OF OTHER PAYMENTS.**—In providing any payments or assistance not described in subparagraph (A) or (B) to agricultural producers impacted by the effects of COVID-19, the Secretary of Agriculture shall provide the payments or assistance as soon as practicable.

**SA 1317.** Mr. LEE submitted an amendment intended to be proposed to

amendment SA 891 proposed by Mr. SCHUMER (for himself, Mr. WYDEN, Mrs. MURRAY, Mr. BROWN, Mr. PETERS, Mr. CARDIN, Ms. CANTWELL, Ms. STABENOW, Mr. TESTER, Mr. MENENDEZ, Mr. SCHATZ, Mr. CARPER, Mr. LEAHY, and Mr. SANDERS) to the bill H.R. 1319, to provide for reconciliation pursuant to title II of S. Con. Res. 5; which was ordered to lie on the table; as follows:

At the appropriate place in title VII, insert the following:

**SEC. \_\_\_\_\_. SPECTRUM REALLOCATION.**

(a) **IDENTIFICATION OF SPECTRUM.**—The Assistant Secretary of Commerce for Communications and Information shall identify not less than 150 megahertz of electromagnetic spectrum that the Federal Communications Commission can reallocate for licensed and unlicensed use in accordance with subsection (b), including sufficient spectrum to generate not less than \$10,000,000,000 in revenue through an auction described in subsection (b)(1).

(b) **REALLOCATION.**—Not later than December 31, 2022, of the band or bands of electromagnetic spectrum identified under subsection (a), the Federal Communications Commission shall—

(1) use a system of competitive bidding to award licenses for commercial use of half of the spectrum; and

(2) make half of the spectrum available for unlicensed use.

**SA 1318.** Mr. LEE submitted an amendment intended to be proposed to amendment SA 891 proposed by Mr. SCHUMER (for himself, Mr. WYDEN, Mrs. MURRAY, Mr. BROWN, Mr. PETERS, Mr. CARDIN, Ms. CANTWELL, Ms. STABENOW, Mr. TESTER, Mr. MENENDEZ, Mr. SCHATZ, Mr. CARPER, Mr. LEAHY, and Mr. SANDERS) to the bill H.R. 1319, to provide for reconciliation pursuant to title II of S. Con. Res. 5; which was ordered to lie on the table; as follows:

At the appropriate place in title VII, insert the following:

**SEC. \_\_\_\_\_. SPECTRUM AUCTION.**

(a) **IDENTIFICATION OF SPECTRUM.**—The Assistant Secretary of Commerce for Communications and Information shall identify not less than 100 megahertz of electromagnetic spectrum that the Federal Communications Commission can auction for commercial purposes by December 31, 2022, to generate not less than \$10,000,000,000 in revenue.

(b) **AUCTION.**—Not later than December 31, 2022, the Federal Communications Commission shall use a system of competitive bidding to award licenses in the band or bands of electromagnetic spectrum identified under subsection (a) for commercial purposes.

**SA 1319.** Mr. LEE submitted an amendment intended to be proposed to amendment SA 891 proposed by Mr. SCHUMER (for himself, Mr. WYDEN, Mrs. MURRAY, Mr. BROWN, Mr. PETERS, Mr. CARDIN, Ms. CANTWELL, Ms. STABENOW, Mr. TESTER, Mr. MENENDEZ, Mr. SCHATZ, Mr. CARPER, Mr. LEAHY, and Mr. SANDERS) to the bill H.R. 1319, to provide for reconciliation pursuant to title II of S. Con. Res. 5; which was ordered to lie on the table; as follows:

At the appropriate place in title VII, insert the following:

**SEC. \_\_\_\_\_. SPECTRUM REALLOCATION.**

(a) **IDENTIFICATION OF SPECTRUM.**—The Assistant Secretary of Commerce for Commu-

nications and Information shall identify not less than 150 megahertz of electromagnetic spectrum that the Federal Communications Commission can reallocate for licensed and unlicensed use in accordance with subsection (b), including sufficient spectrum to generate not less than \$10,000,000,000 in revenue through an auction described in subsection (b)(1).

(b) **REALLOCATION.**—Not later than December 31, 2022, of the band or bands of electromagnetic spectrum identified under subsection (a), the Federal Communications Commission shall—

(1) use a system of competitive bidding to award licenses for commercial use of half of the spectrum; and

(2) make half of the spectrum available for unlicensed use.

(c) **BROADBAND INFRASTRUCTURE DEPLOYMENT IN UNSERVED AREAS.**—The Federal Communications Commission shall use the proceeds of the auction conducted under subsection (b)(1) for the deployment of broadband infrastructure to areas in the United States that the Commission has determined lack access to both—

(1) fixed broadband internet access service; and

(2) mobile broadband internet access service.

**SA 1320.** Mr. LEE submitted an amendment intended to be proposed to amendment SA 891 proposed by Mr. SCHUMER (for himself, Mr. WYDEN, Mrs. MURRAY, Mr. BROWN, Mr. PETERS, Mr. CARDIN, Ms. CANTWELL, Ms. STABENOW, Mr. TESTER, Mr. MENENDEZ, Mr. SCHATZ, Mr. CARPER, Mr. LEAHY, and Mr. SANDERS) to the bill H.R. 1319, to provide for reconciliation pursuant to title II of S. Con. Res. 5; which was ordered to lie on the table; as follows:

At the appropriate place in title VII, insert the following:

**SEC. \_\_\_\_\_. SPECTRUM AUCTION.**

(a) **IDENTIFICATION OF SPECTRUM.**—The Assistant Secretary of Commerce for Communications and Information shall identify not less than 100 megahertz of electromagnetic spectrum that the Federal Communications Commission can auction for commercial purposes by December 31, 2022, to generate not less than \$10,000,000,000 in revenue.

(b) **AUCTION.**—Not later than December 31, 2022, the Federal Communications Commission shall use a system of competitive bidding to award licenses in the band or bands of electromagnetic spectrum identified under subsection (a) for commercial purposes.

(c) **BROADBAND INFRASTRUCTURE DEPLOYMENT IN UNSERVED AREAS.**—The Federal Communications Commission shall use the proceeds of the auction conducted under subsection (b) for the deployment of broadband infrastructure to areas in the United States that the Commission has determined lack access to both—

(1) fixed broadband internet access service; and

(2) mobile broadband internet access service.

**SA 1321.** Mr. JOHNSON submitted an amendment intended to be proposed to amendment SA 891 proposed by Mr. SCHUMER (for himself, Mr. WYDEN, Mrs. MURRAY, Mr. BROWN, Mr. PETERS, Mr. CARDIN, Ms. CANTWELL, Ms. STABENOW, Mr. TESTER, Mr. MENENDEZ, Mr. SCHATZ, Mr. CARPER, Mr. LEAHY, and Mr. SANDERS) to the bill H.R. 1319, to provide for reconciliation pursuant to title II of S. Con. Res. 5; which was ordered to lie on the table; as follows: